

Home and Community-Based Services (HCBS) Rule – South Carolina Statewide Transition Plan

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Agenda

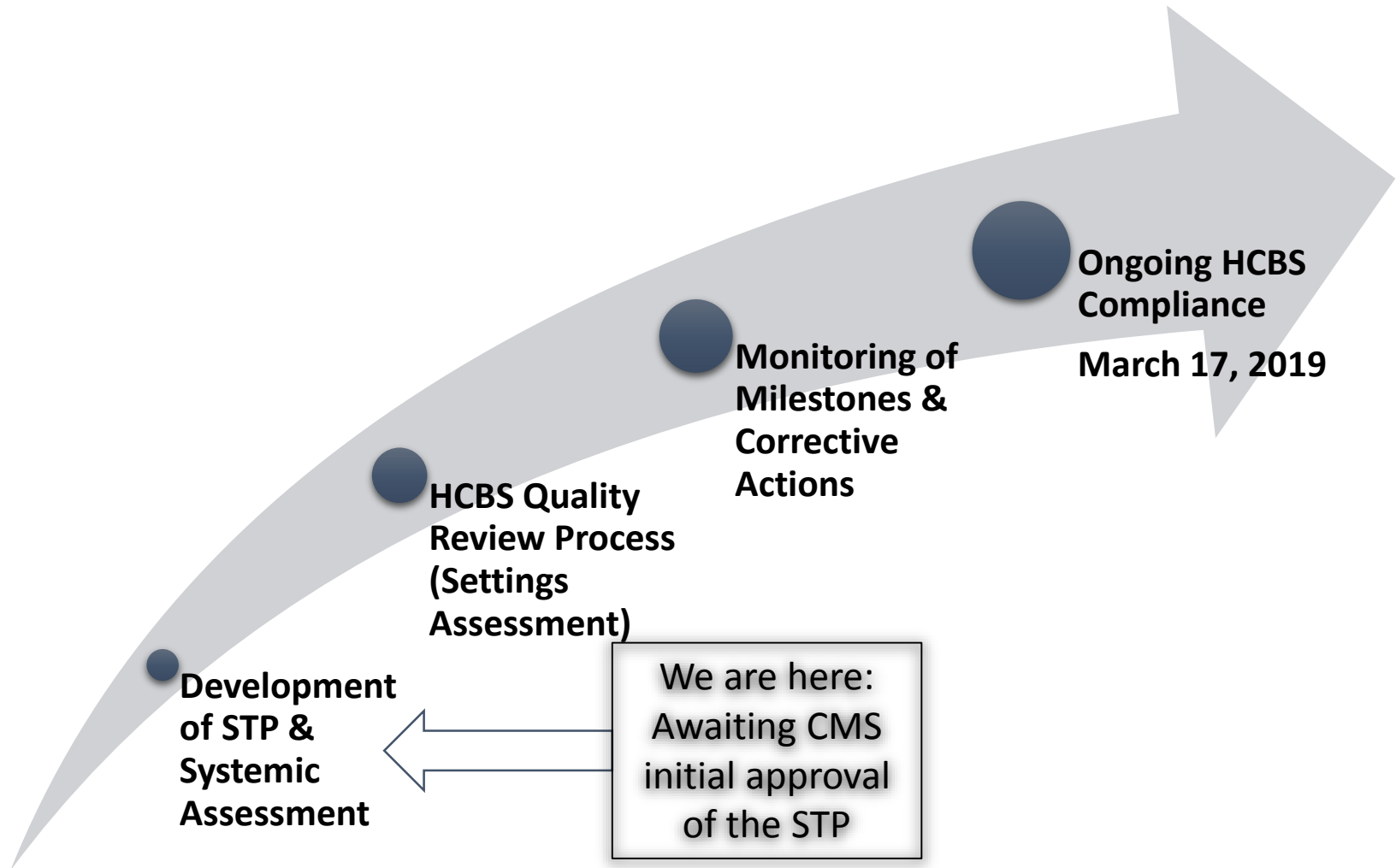
- Introduction
- HCBS Rule – Overview
- Statewide Transition Plan Update
 - Communication and Outreach
 - Systemic Assessment
 - Settings Assessment
 - Heightened Scrutiny
- Comments and Questions

What is the HCBS Rule?

Independent•Integrated•Individual

- Home and Community-Based Services should:
 - Protect people's rights
 - Take place in an integrated setting
 - Give people access to their community
 - Focus on what people's goals are
 - Provide people with *meaningful* choices

Statewide Transition Plan Update



SC HCBS Statewide Transition Plan

- Status Update

- Feb. 26, 2015: SC Statewide Transition Plan submitted to CMS
- Aug. 11, 2015: CMS provided written feedback on plan, required revision
- Sept. 25, 2015: Revised Statewide Transition Plan submitted to CMS
 - No public notice required per CMS
- Nov. 6, 2015: CMS provided additional written feedback on plan, required second revision
 - Dec. 9, 2015 – CMS added new deadlines for states
 - Jan. 4, 2016: Additional follow up from CMS
 - Feb. 4, 2016: Revised draft STP submitted to CMS for review prior to Public Notice, (Feb. 24, 206-Mar. 25, 2016)
- March 31, 2016: Revised draft SC Statewide Transition Plan submitted to CMS
- June 17, 2016: CMS provided written feedback on plan, required significant third revision
 - Public notice & comment is Aug. 17-Oct. 7, 2016
 - Will have 9 public meetings and this webinar
 - Submission to CMS by Oct. 28, 2016

SC HCBS Statewide Transition Plan

- Four primary sections of the plan:
 - Communication & Outreach
 - Describe the public input into the process
 - HCBS Systemic Assessment
 - Describe state assessment of the laws, regulations and policies that guide the HCBS program in SC for compliance with findings
 - Assessment of Settings
 - Describe state assessment of settings where HCB services are provided
 - Describe – in detail – actions to come into compliance by March 17, 2019
 - Describe – in detail – actions to maintain compliance by March 17, 2019
 - Heightened Scrutiny
 - Describe HCB Quality settings review process
 - Describe process of possible relocation of beneficiaries
- Appendices
- <https://msp.scdhhs.gov/hcbs/site-page/hcbs-statewide-transition-plan>

Communication & Outreach

- How plan was developed
- Who was involved
- Methods used for outreach and education on the HCBS Rule and the Plan
- How public input was gathered

HCBS Systemic Assessment

- What laws, regulations, policies, etc., direct the HCBS system?
 - Includes policy review of the residential settings (formally C4 self-assessment)
 - Ongoing compliance
- Initial findings
 - Regulations, policies review
 - Residential system review
- Remediation actions

HCBS Systemic Review Results

- Program structure
 - State does not offer non-disability specific settings
 - Person-centered
 - Inflexible schedules
- Transportation
- Residential themes:
 - Lease/residential agreements
 - Visitation
 - Staff access to rooms/residents' privacy
 - Lockable doors
 - Requiring participation/adherence to prescribed schedules
 - Proper storage of health information

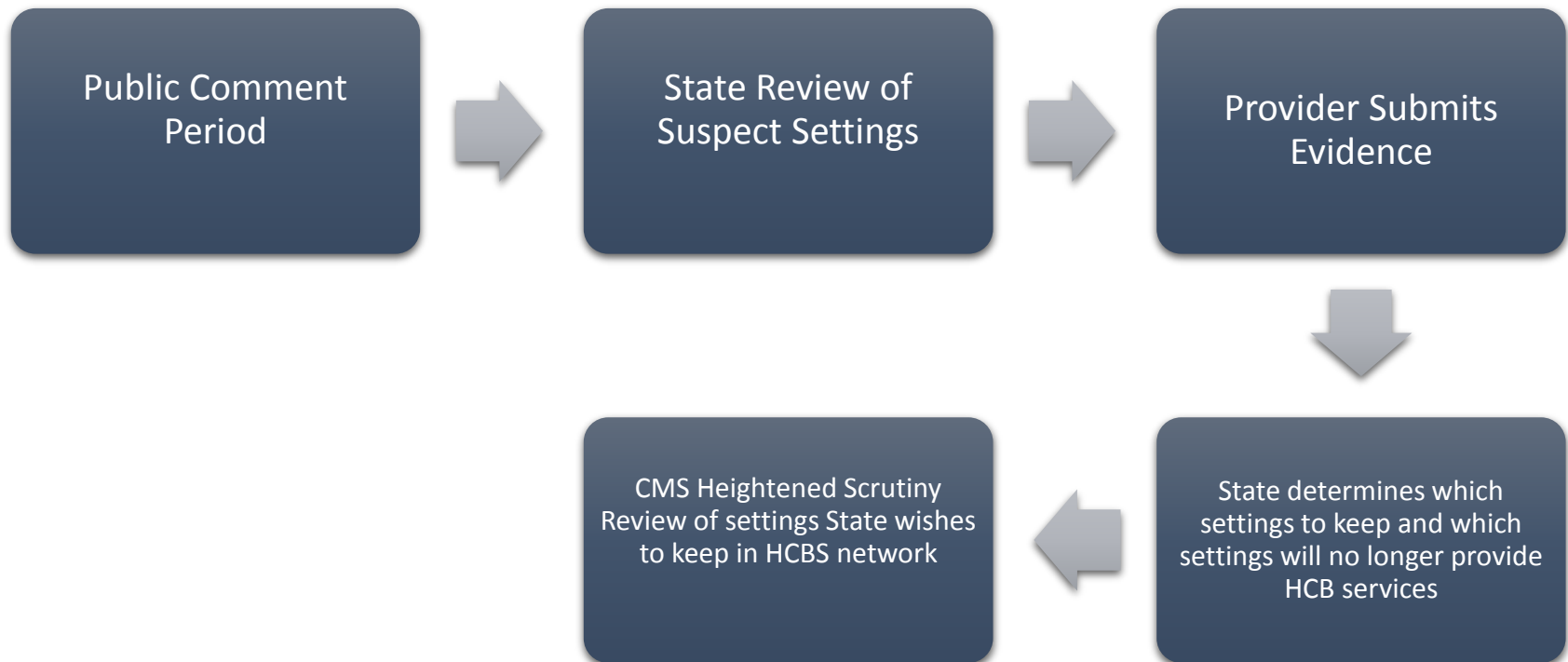
Assessment of Settings

- Where are waiver (HCB) services provided?
 - Settings review
 - Action plan development
 - Relocation of waiver participants
 - Non-disability specific settings
 - Individual private home considerations
 - Ongoing compliance
- Initial findings
 - Providers completed C4 self-assessment (100%)
 - Global analysis of responses (Appendices D & E)
 - Site visits beginning
 - Revise assessment tools for site visits
 - Reviewing ADHCs first
 - DDSN Day Programs & Residential settings next

Beneficiary Surveys

- Surveys created to solicit feedback on experiences in the HCB settings that beneficiaries or their family members use. They can be found at:
- Beneficiary survey:
<https://msp.scdhhs.gov/hcbs/site-page/beneficiary-survey>
- Family survey:
<https://msp.scdhhs.gov/hcbs/site-page/family-survey>

HCB Settings Quality Review



Factors *(not exhaustive)*

- Multiple settings are co-located
- Individuals have little or no contact with non-disabled persons besides paid staff
- Individuals typically spend most of their daytime hours at the facility
- Schedules are inflexible and highly regimented
- Individuals have limited freedom to choose activities
- Integrated alternatives do not exist
- Schedules are arranged by staff for large group activities
- Individuals not engaged in group activities sit idly to the side
- Physical layout of the setting has general lack of privacy
- Individuals receiving employment services do not receive raises, paid sick leave or vacation days, and only earn minimum wage *or less*
- Individuals sit, communally, at cafeteria-style tables in large, typically noisy rooms

Factors from U.S. v. Rhode Island – 1:14-cv-00175- (D.R.I. 2014)

Public Comment Period

- SC HCBS Statewide Transition Plan:
<https://msp.scdhhs.gov/hcbs/site-page/hcbs-statewide-transition-plan>
- Aug. 17-Oct. 7, 2016
- We want your questions and feedback!
- Several opportunities to do so:
 - Webinar (8/23 @ 12 p.m.)
 - Nine regional public meetings
 - Email comments
 - Written comments
 - Website

Regional Public meetings

*All
meetings
held from
6-7 p.m.*

City	Date	Location
Anderson	Aug. 23, 2016	Anderson County Council Chambers 101 S. Main Street Anderson, SC 29624
Fort Mill	Sept. 8, 2016	Spratt Building 215 Main Street Fort Mill, SC 29715
Charleston	Sept. 13, 2016	Olde Village Community Building 4820 Jenkins Avenue North Charleston, SC 29405
Greenville	Sept. 15, 2016	Kroc Center 424 Westfield Street Greenville, SC 29601
Myrtle Beach	Sept. 20, 2016	Horry Georgetown Technical College Conference Center Grand Strand Campus 743 Hemlock Avenue Myrtle Beach, SC 29577
Florence	Sept. 22, 2016	SIMT 1951 Pisgah Road Florence, SC 29502
Aiken	Sept. 27, 2016	Aiken County Public Library Reference Department 314 Chesterfield Street SW Aiken, SC 29801
Beaufort	Sept. 29, 2016	Hilton Head Library 11 Beach City Road Hilton Head Island, SC 29926
Columbia	Oct. 4, 2016	Blue Cross Blue Shield 8901 Farrow Road Columbia, SC 29203

Public Comment

- Website:

<https://msp.scdhhs.gov/hcbs/site-page/statewide-transition-plan>

- Submit comments:

- Online at: <https://msp.scdhhs.gov/hcbs>

- Click on “Comments”

- In writing:

Long Term Care and Behavioral Health

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- Public Comment Period: Aug. 17-Oct. 7, 2016

Comments or Questions?

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SCDHHS HCBS Website:

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